

1796.

# L A W S of M A R Y L A N D.

C H A P.

XLV.

And be entitled to emoluments, &c.

III. And be it enacted, That the proprietors of said wharfs shall be entitled, solely and exclusively, to the emoluments arising from the wharfage thereof; provided always, that the proprietor or proprietors of said lots, in making out and extending the same, shall be subject to the rules, regulations and ordinances, of the board of wardens, or other constituted authority of Baltimore-town, respecting the manner the said wharfs shall be extended, and also for the regulation of the wharfage thereof; and provided also, that eighty feet of the said wharfs, when so made out and extended, at the end thereof, parallel with the line of Forest-street, shall be deemed, taken and considered, as a public highway for ever thereafter, reserving nevertheless to the proprietors of the said wharfs the benefit and advantage of the wharfage thereof, under the limitations aforesaid.

Streets continued, &c.

IV. And be it enacted, That the several streets hereafter named, to wit: Lee-street, Barré-street, Conway-street, and Cambden-street, be continued and extended their present breadth to the intersection of a line from the east side of Light-street drawn and continued to Forest-street, and they and each of them shall be respectively deemed and considered for ever hereafter public highways.

Proprietors to extend the streets, &c.

V. And be it enacted, That each and every proprietor or proprietors of a lot or lots binding on the said streets respectively, and entitled to be extended by this law, shall, at the time of extending or wharfing out the front of their several lots, extend, fill up and wharf out, the said streets respectively, so far as the said lots are extended, improved and wharfed out, and not farther; and in consideration of the expence and trouble attending the same, the person or persons so binding on said streets, and so filling up, continuing and extending, said streets, shall be for ever entitled to the right of wharfage on and at the end of said streets respectively, according to the number of feet front by them respectively filled out, and to all the profits and advantages thereof; provided, that if the special commissioners of Baltimore-town shall elect to fill up, extend or wharf out, said streets, or any of them, they are hereby authorised and empowered so to do, at the public expence, and to retain the right, profits and emoluments, of wharfage at the respective terminations of said streets for the use and benefit of Baltimore-town, or to declare the same free and public wharfs; provided also, that the said special commissioners shall, upon application to them made by the person or persons holding lots binding on said streets, or any of them, elect, within thirty days after such application, whether they will make out and extend said streets or not.

Street extended.

VI. And be it enacted, That Charles-street shall be and is hereby extended and opened from Cambden-street to Barré-street.

Commissioners appointed, &c.

VII. And, whereas by an act of assembly, entitled, An act to empower the commissioners of Baltimore-town to make a correct survey of the said town, and for other purposes therein mentioned, it was, among other things, enacted, that certain commissioners were thereby authorised and permitted to make and open a canal, not exceeding forty feet wide, and of a convenient and reasonable depth, from the upper part of the basin of Baltimore-town to the ferry branch of Patapsco river, beginning the same on the basin at a street called Forest-street: And whereas two of the said commissioners are since dead, and the law yet remains unexecuted; therefore, Be it enacted, That James Carroll, Richard Caton, Christopher Johnson, David Williamson and George Pressman, or a majority of them, be and are hereby authorised and empowered to carry the provisions of the said act into execution, respecting the said canal, in as full and ample manner, to all intents and purposes, as the commissioners nominated under the said recited act might heretofore have done, any thing to the contrary thereof in this present act notwithstanding; and that they, or a majority of them, have full power and authority to lay out and run the said canal along Forest-street aforesaid, as far as convenient, towards the said ferry branch; provided, that in case the said commissioners, or a majority of them, shall not proceed to open and complete the said canal within the term of seven years from the passage of this act, that then

and